

CONGRESSIONAL RECORD SUMMARY

Wednesday, April 4, 2001

SENATE

Measure Passed:

Adjournment Resolution: Senate agreed to H. Con. Res. 93, providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

Pages S 3399, D 313

H. Con. Res. 83. Congressional Budget Resolution:

Senate continued consideration of H. Con. Res. 83, establishing the congressional budget for the United States Government for fiscal year 2002, revising the congressional budget for the United States Government for fiscal year 2001, and setting forth appropriate budgetary levels for each of fiscal years 2003 through 2011, taking action on the following amendments proposed thereto:

Pages S 3361-S 3423, D 313

*"... It is my hope and expectation to be able to support our new President. I think he is off to an outstanding start. I had the opportunity to travel with him to Beaver County, PA, several weeks ago when he was talking about his tax plan. I believe we are on the right track. But this is a body which is not a rubber stamp. Under the separation of powers--the Framers of the Constitution drafted the most impressive document in the history of the world, second to the Bible, and they made the Congress article I, they made the President article II, and they made the **judiciary** article III. If someone were to rewrite the Constitution, it would appear that the **Supreme Court** has rewritten the Constitution really to make the judiciary article I. But we are not supposed to be a rubber stamp. But counsel and collaboration is appropriate. That is why I take this occasion to express my views..." (Specter, page S 3362)*

Adopted:

By 96 yeas to 4 nays (Vote No. 70), **Specter Amendment No. 186 (to Amendment No. 170)**, to increase discretionary health funding by \$700,000,000.

Pages S 3400-2, D 313

By 84 yeas to 16 nays (Vote No. 72), **Warner Amendment No. 189 (to Amendment No. 170)**, to increase the levels of new budget authority and budget outlays provided for the National Defense (050) major functional category for fiscal year 2002, and to make corresponding adjustments necessitated by those increases.

Pages S 3406-16, D 313

Pending:

Domenici Amendment No. 170, in the nature of a substitute.

Pages S 3361-3423, D 313

A unanimous-consent time agreement was reached providing for further consideration of **Collins Amendment No. 190 (to Amendment No. 170)** and **Stabenow Amendment No. 191 (to Amendment No. 170)** on Thursday, April 5, 2001, with votes to occur on or in relation to each amendment, beginning at 9:30 a.m. Further, that following the votes, Senator Conrad be recognized to offer an amendment relative to deficit reduction.

Pages S 3416, D 314

H. Con. Res. 83. Congressional Budget Resolution (Cont'd.):

A unanimous-consent time agreement was reached providing that time on the reconciliation amendment be limited to up to 3 hours equally divided in the usual form and that it become the pending business at a time to be agreed upon by the two Leaders, but prior to 6 p.m. on Thursday, April 5, 2001; and that all other amendments offered on Thursday be limited to 30 minutes of debate each, equally divided in the usual form. Further, that any yielding of time from the resolution during the pendency of any remaining amendments be in order only by unanimous consent. Further, that the only first degree amendments in order on Friday, April 6, 2001, be those amendments submitted at the desk by 2 p.m. on Thursday with the exception of an amendment to be offered by the Minority Leader and an amendment to be offered by the Majority Leader and amendments cleared by the two managers.

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Nominations Received:

Senate received the following nominations:

Maurice A. Ross, of the District of Columbia, to be an *Associate Judge of the Superior Court of the District of Columbia* for the term of fifteen years.

Erik Patrick Christian, of the District of Columbia, to be an *Associate Judge of the Superior Court of the District of Columbia* for the term of fifteen years.

Pages S 3460, D 314

Committee Meetings:

Committee on Governmental Affairs: Committee held hearings to examine the current Presidential appointment process and the original purposes of the laws and processes affecting appointments, ascertain its effects on public service, and review recommendations for reform.

Committee on Health, Education, Labor, and Pensions: Committee concluded hearings to examine the constitutionality of employment laws, focusing on recent Supreme Court decisions affecting Congress' ability to redress employment discrimination and other unfair treatment of state employees.

Committee on the Judiciary: Subcommittee on Immigration concluded hearings to review certain issues with respect to United States immigration policy, including the migration process between the United States and Mexico, ensuring a safe haven for foreign victims of persecution, and proposed sex trafficking legislation that would protect against the victimization of women around the world.

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Committee Meetings For Thursday, April 5, 2001:

Committee on Governmental Affairs: @ 10:00a.m. To continue hearings on the state of the Presidential appointments process. SD-342.

Committee on the Judiciary: @ 10:00 a.m. To hold hearings on the nominations of *Larry D. Thompson*, of Georgia, to be *Deputy Attorney General* and *Theodore B. Olson*, of the District of Columbia, to be *Solicitor General of the United States*, both of the Department of Justice. SC-5, Capitol.

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Committee Meetings Scheduled:

Committee on the Judiciary, 5/1/01 @ 10:00 a.m. To hold hearings to examine the *legal issues* surrounding faith based solutions. SD-226.

Committee on the Judiciary, 5/8/01 @ 10:00 a.m. To hold hearings to examine high technology patents, relating to genetics and biotechnology. SD-226.

Committee on the Judiciary, 5/15/01 @ 10:00 a.m. To hold hearings to examine high technology patents, relating to business methods and the internet. SD-226.

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HOUSE

Bills Introduced:

H.R. 1392. A bill to amend the Incentive Grants for Local Delinquency Prevention Program Act to authorize appropriations for fiscal year 2002 through 2006; to the Committee on Education and the Workforce.

DeFazio

Page H 1481

H.R. 1393. A bill to *amend the Juvenile Justice and Delinquency Prevention Act of 1974* to provide financial assistance for the prevention of juvenile crime; to the Committee on Education and the Workforce.

DeFazio

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H.R. 1396. A bill to encourage States to require a holding period for any student expelled for bringing a gun to school; to the Committee on Education and the Workforce.

DeFazio

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H.R. 1397. A bill to allow States to develop or expand instant gun checking capabilities, to allow a tax credit for the purchase of safe storage devices for firearms, to promote the fitting of handguns with child safety locks, and to prevent children from injuring themselves and others with firearms; to the Committee on the Judiciary, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

DeFazio

Pages H 1481-2

H.R. 1404. A bill to amend the Endangered Species Act of 1973 *to reform provisions relating to liability for civil and criminal penalties* under that Act; to the Committee on Resources.

Thomas

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H.R. 1405. A bill to *amend the Torture Victims Relief Act of 1998* to authorize appropriations to provide assistance for domestic centers and programs for the treatment of victims of torture; to the Committee on Energy and Commerce.

Smith

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Bills Introduced (Cont'd.):

H.R. 1408. A bill to safeguard the public from fraud in the financial services industry, to streamline and facilitate the anti-fraud information-sharing efforts of Federal and State regulators, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on the Judiciary, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

H.R. 1410. A bill to foster innovation and technological advancement in the development of the Internet and electronic commerce, and to assist the States in simplifying their sales and use taxes; to the Committee on the Judiciary.

Istook

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H.R. 1412. A bill to amend the Internal Revenue Code of 1986 *to provide relief for payment of asbestos-related claims*; to the Committee on Ways and Means.

Collins

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H.R. 1422. A bill to *amend title I of the Employee Retirement Income Security Act of 1974* to provide, in the case of an employee welfare benefit plan providing benefits in the event of disability, an exemption from preemption under such title for State tort actions to recover damages arising from the failure of the plan to timely provide such benefits; to the Committee on Education and the Workforce.

Andrews

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H.R. 1424. A bill to amend the Telemarketing and Consumer Fraud and Abuse Prevention Act to direct the Federal Trade Commission to prescribe rules that prohibit certain deceptive and abusive recovery practices in connection with telemarketing; to the Committee on Energy and Commerce.

Baca

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H.R. 1429. A bill to improve academic and social outcomes for students *and reduce both juvenile crime and the risk that youth will become victims of crime* by providing productive activities during after school hours; to the Committee on Education and the Workforce.

Berkley

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H.R. 1448. A bill to clarify the tax treatment of bonds and other obligations issued by the Government of American Samoa; to the Committee on Ways and Means, and in addition to the Committees on the Judiciary, and Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Faleomavaega

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H.R. 1449. A bill to amend the Immigration and Nationality Act to provide that aliens who commit acts of torture or war crimes abroad are inadmissible and removable *and to establish within the Criminal Division of the Department of Justice an Office of Special Investigations* having responsibilities under that Act with respect to all alien participants in war crimes or acts of genocide or torture abroad; to the Committee on the Judiciary.

Foley

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H.R. 1455. *A bill to repeal section 658 of Public Law 104-208 (Omnibus Consolidated Appropriations Act, 1997), commonly referred to as the Lautenberg amendment (Gun Ban For Individuals Convicted Of A Misdemeanor Crime of Domestic Violence); to the Committee on the Judiciary.*

Goode

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Bills Introduced (Cont'd.):

H.R. 1457. A bill to *provide for livable wages for Federal Government workers and workers hired under Federal contracts*; to the Committee on Government Reform, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Gutierrez

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H.R. 1460. *A bill to amend section 922 of chapter 44 of title 18, United States Code, to protect the rights of citizens under the Second Amendment to the Constitution of the United States; to the Committee on the Judiciary.*

Hefley

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H.R. 1475. A bill to provide collective bargaining rights for public safety officers employed by States or their political subdivisions; to the Committee on Education and the Workforce.

Kildee

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H.R. 1478. A bill to *protect the privacy of the individuals with respect to the Social Security number and other personal information*, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Kleccka

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H.R. 1489. *A bill to amend certain Federal civil rights statutes to prevent the involuntary application of arbitration to claims that arise from unlawful employment discrimination based on race, color, religion, sex, national origin, age, or disability, and for other purposes; to the Committee on Education and the Workforce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committees concerned.*

Markey

Page H 1487

H. Con. Res. 99. *Concurrent resolution directing Congress to enact legislation by October 2004 that provides access to comprehensive health care for all Americans; to the Committee on Energy and Commerce.*

Convers

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H. Res. 114. Resolution recognizing the bravery, dedication, and commitment of Federal, State, county, city, and other law enforcement officers for their daily efforts in battling the use and production of methamphetamine; to the Committee on the Judiciary.

Calvert

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Report Filed:

Report was filed today as follows:

H.R. 718, to protect individuals, families, and Internet service providers from unsolicited and unwanted electronic mail, amended (House Report 107-41 Pt. 1).

Pages H 1481, D 316

Executive Communication:

EC.-1523. *A letter from the Chairman, Federal Prison Industries, Inc., Department of Justice*, transmitting the 2000 Annual Report of the Federal Prison Industries, Inc. (FPI), pursuant to 18 U.S.C. 4127; jointly to the Committees on the Judiciary and Government Reform.

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Memorial:

19. Also, a memorial of the General Assembly of the State of North Dakota, relative to Resolution No. 3031

memorializing the United States Congress to prepare and submit an amendment to the Constitution of the United States to add a new article providing as follows: *“Neither the Supreme Court nor any inferior court of the United States shall have the power to instruct or order a state or political subdivision thereof, or an official of such a state or political subdivision, to levy or increase taxes;”* to the Committee on the Judiciary.

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Committee Meetings:

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on D.C. Courts.
Page D 317

Committee on Energy and Commerce: Subcommittee on Health and Environment and the Subcommittee on Oversight and Investigations held a joint hearing on Patients First: A 21st Century Promise to Ensure Quality and Affordable Health Coverage.

Committee on Energy and Commerce: Subcommittee on Telecommunications and Internet held a hearing on E-Rate and Filtering: A Review of the Children's Internet Protection Act.

Committee on the Judiciary: Ordered reported the following measures: **H.J. Res. 41, amended**, proposing an amendment to the Constitution of the United States with respect to tax limitations; and **H.R. 1209**, Child Status Protection Act of 2001.

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Committee Meetings For Thursday, April 5, 2001:

Committee on Education and the Workforce, @ 10:30 a.m. Subcommittee on Employer-Employee Relations, hearing on Enhancing Retirement Security and H.R. 10, Comprehensive Retirement Security and Pension Act of 2001. 2175 Rayburn.

Committee on Energy and Commerce, @ 9:30 a.m. Subcommittee on Oversight and Investigations, hearing entitled “Protecting America's Critical Infrastructures: How Secure are Government Computer Systems?” 2322 Rayburn.

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Remarks:

Managed Care Reform, Patient Access To Speciality Care.

Green

Pages H 1464-5

Structured Settlement Protection Act.

“... This Federal legislation is necessary to ensure compliance with State regulation given the nationwide operation of the factoring industry, to encourage the remaining States to adopt the necessary regulatory legislation, and to put to rest tax uncertainties that factoring transactions have created for the other parties to the structured settlement...”

Stark

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Next SENATE MEETING: Thursday, 9:15 a.m., April 5, 2001.
Next HOUSE MEETING: Thursday, 2:00 p.m., April 24, 2001.

OLA: S. Schwarz (Smith), J. Homanich